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December 8, 1995

EX PARTE OR LATE FILED

EX PARTE

William F. Caton
Acting Secretary
Federal Communications Commission
Mail Stop 1170
1919 M Street, N.W., Room 222
Washington, D.C. 20554

RECEIVED

DEC - 8 1995

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Dear Mr. Caton:

Re: MM Docket No. 92-260 - Cable Home Wiring; CC Docket No. 79-105 - Inside Wiring

Yesterday, I gave a copy of the attached material to Kathleen Levitz, Deputy Chief, Common Carrier Bureau. Please associate this material with the above referenced proceedings.

We are submitting two copies of this notice in accordance with Section 1.1206(a)(1) of the Commission's Rules.

Please stamp and return the provided copy to confirm your receipt. Please contact me should you have any questions or require additional information concerning this matter.

Sincerely,



Attachment

cc: Kathleen Levitz

No. of Copies rec'd 041
List ABCDE

Pacific Bell
San Francisco, California

SCHEDULE CAL.P.U.C. NO. A2.

1st Revised Sheet 118

In Lieu of Original Sheet 118 Rejected

NETWORK AND REVENUE SERVICES

A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.19 RULE NO. 19 - ACCESS TO CUSTOMERS' PREMISES

A. ACCESS TO CUSTOMER'S PREMISES

The Utility's authorized employees may enter a customer's premises at all reasonable hours for any purpose reasonably pertinent to the furnishing of telephone service and the exercise of any and all rights secured to it by law or by these rules.

The Utility may remove any and all of its property, located on the customer's premises at the termination of service, as provided for in these rules.

Continued

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SCHEDULE CAL.P.U.C. NO. A2.
1st Revised Sheet 118.1
In Lieu of Original Sheet 118.1 Withdrawn

NETWORK AND SERVICE
A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCATION POINT

(N)

A. RESPONSIBILITIES

The Utility will provide facilities, equipment, and services to its local loop demarcation point. The Utility is responsible for the provisioning and maintenance of its facilities, equipment, and services to the local loop demarcation point, including those located at that point.

The customer is responsible for the completion of services beyond the Utility's local loop demarcation point.

Customer requested services beyond the local loop demarcation point may be provided by the Utility at the customer's expense.

B. LOCAL LOOP DEMARCATION POINT

1. The Utility's local loop demarcation point separates the Utility's network responsibility for its facilities, equipment and services from that of the building owner or end-user customer. This demarcation point designates the end of the Utility's network facilities (local loop) and the beginning of the intrabuilding network cable (INC), if any, provided by the building owner.

Where a local loop demarcation point lacks sufficient power and/or space to support provisioning of new service, such service will be provisioned as close as practicable to the existing demarcation point.

2. The local loop demarcation point may also be referred to as the Minimum Point of Entry (MPOE) or Minimum Point of Presence (MPOP) for the purpose of defining the end of the Utility's network facilities.
3. The local loop demarcation point is located at the MPOE/MPOP to any single or multi-story building, and includes the Utility's entrance facility, except as set forth in 4. following. The Utility will not be required to place its demarcation point on more than one floor of a multi-story building.

(N)

Continued

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SCHEDULE CAL.P.U.C. NO. A2.
Original Sheet 118.2

NETWORK AND RESOURCES SERVICES
A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCATION POINT (Cont'd)

(N)

B. LOCAL LOOP DEMARCATION POINT (Cont'd)

4. Exceptions:

- a. **Emergency Reporting Services (911/911):** The demarcation point is at the Utility provided terminal equipment, including the equipment where the equipment has been provided by the Utility.
- b. **Disabled Services:** The demarcation point is at the Utility provided terminal equipment. The Utility's responsibility includes the terminal equipment where the equipment has been provided by the Utility.
- c. **Utility provided Semi-Public and Public Coin Services:** The demarcation point is at the equipment at the location requested by the end-user or building owner, and includes the equipment.
- d. **If a property owner desires an additional Local Loop Demarcation Point(s) at a specified location on a customer's premises for purposes of providing service assurance, safety, security and privacy of data communications over the cable (generally known as "Direct Feed"), the owner will be required to pay for additional network cable and network facilities through special construction arrangements. In particular, additional Local Loop Demarcation Points cannot be used to extend any cable pairs served from any Local Loop Demarcation Point from one location to another location.**
- e. **Fiber Optic Cable:** The demarcation point is at the Utility provided Fiber Optic Terminal (FOT) equipment. The Utility's responsibility includes the FOT equipment where the equipment has been provided by the Utility.
- f. **Carrier Points of Presence ("POP");** Local Loop Demarcation Point guidelines are not applicable for access services provided to interexchange carriers, local exchange carriers, and radio carriers (both private carriers and common carriers as defined by applicable Federal Communications Commission's regulations) Point of Presence location. However, Local Loop Demarcation Point rules do apply to all Utility provided service(s) provisioned to a Point of Presence when the service(s) is used in the capacity of an end user of the service(s).

(N)

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NETWORK AND SERVICE REGULATIONS

A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCATION POINT (Cont'd)

(N)

C. INC DEMARCATION POINT

1. The Intrabuilding Network Cable (INC) demarcation point separates the building owner's responsibility to provide INC from the end-user's responsibility to provide inside wire, standard jacks, and customer premises equipment. This demarcation point designates the end of the INC provided by the building owner and the beginning of simple or complex inside wire provided by the end-user.
2. The INC demarcation point is located at the distribution terminal(s) on each floor in a multi-story building, except as set forth in 3. following and B.4 preceding.
3. Where there is no intrabuilding network cable or it is in a single story building, the INC demarcation is the Utility's local loop demarcation point.

(N)

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Original Sheet 118:3

WIRE AND CABLE INSTALLATION
A2. GENERAL INSTALLATION

2.1 RULES (Cont'd)
2.1.20 RULE NO. 20 - DEMARCATION POINT (Cont'd)

(N)

D. INSIDE WIRE DEMARCATION POINT

1. The inside wire demarcation point is located where customer premises equipment (CPE) is connected to the inside wire. This demarcation point designates the end of the inside wire and the beginning of the CPE facilities.
2. The inside wire demarcation point separates the inside wire vendor's responsibility from that of the CPE vendor. This demarcation point, where the Utility is the vendor of choice for inside wire repair and CPE trouble isolation, begins where the customer's inside wire connects to the DMC. Where there is no DMC, the inside wire demarcation point is the minimum point of entry.

E. CONTINUOUS PROPERTY

1. Continuous Property is land which is
 - a. wholly owned by a single individual or entity, regardless of whether the owner leases¹ all or a portion(s) of the property to another and
 - b. which contains, or will contain, multiple buildings where all portions of the property may be served without crossing a public thoroughfare² or the property of another.
2. There are three basic types of Continuous Properties:
 - a. Single-tenant commercial in which one owner or tenant occupies all buildings.
 - b. Mixed commercial and residential (e.g., buildings with both commercial and residential space or campus-type configurations such as colleges and military bases) in which a mixture of business and residential uses exists.

NOTE 1: The property retains its character as Continuous Property regardless of whether the owner or a lessee(s) (who wholly leases the property from the owner) sublets a portion(s) of the property to another, e.g., apartment buildings or complexes. Condominiums also are Continuous Property.

NOTE 2: A "public thoroughfare" is a street, road or other means of passage across property which is not subject to restrictions on ingress, egress or boundaries.

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(N)

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SCHEDULE CAL.P.U.C. NO. A2.
Original Sheet 118.4

NETWORK AND SERVICE SERVICES
A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCATION POINT (Cont'd)

(N)

E. CONTINUOUS PROPERTY (Cont'd)

2. There are three basic types of Continuous Properties: (Cont'd)

- c. Multi-tenant commercial and/or residential in which several tenants occupy a building individually on a per-floor or per-section basis.

Single-family homes and properties within which a portion(s) of the land is owned by separate entities and a portion(s) is owned by the entities in common¹ do not constitute Continuous Property.

3. Existing Continuous Property - As of August 8, 1993

- a. For existing continuous property the Utility will designate the main distribution terminal which is the Local Loop Demarcation Point, for each local loop serving the property, for purposes of the unbundling of INC in each building. Where there is not a main distribution terminal on existing Continuous Property, the current serving arrangements will not change unless and until such time as a rearrangement or reinforcement of serving arrangement and/or additional plant is required after August 8, 1993. At that time, the Utilities will treat such property as New Continuous Property under Schedule CAL.P.U.C. No. A2.1.20, E.4.

The utilities will have until August 31, 1998 to designate the primary INC Demarcation Points in at least the majority (51%) of the buildings and properties with respect to which construction or renovation has been completed prior to August 8, 1993. In the interim, the utilities will assist building owners, at no charge, to designate the primary Demarcation Point. The utilities will designate the primary Demarcation Point for new or renovated buildings or properties upon completion of construction.

- b. INC within building (riser and lateral) that was in place prior to August 8, 1993 will be the responsibility of the continuous property owner after that date. All rearrangements and/or maintenance of the INC will be the responsibility of the continuous property owner.

- (1) Utility owned plant facilities (Non INC) between buildings on existing continuous property may be purchased by the property owner as set forth in Schedule Cal.P.U.C. No. A2.6.

NOTE 1: Such as townhomes and homes in gated communities.

(N)

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1st Revised Sheet 118.4.1
Cancels Original Sheet 118.4.1

GENERAL REGULATIONS
A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCACTION POINT (Cont'd)

E. CONTINUOUS PROPERTY (Cont'd)

3. Existing Continuous Property - As of August 8, 1993 (Cont'd)
b. (Cont'd)

(2) The Utility is responsible for the investment and its maintenance where the Utility retains ownership of plant facilities between buildings on an existing continuous property. The Utility's responsibility applies to all investments, excluding IMC.

(3) Where the Utility does not retain ownership of IMC cable infrastructure located on the customer's side of the Local Loop Demarcation Point, the property owner assumes all responsibility as of August 8, 1993.

(N) c. The Utility will provide to building/property owners and/or their agent¹ upon request and for a tariffed charge,² such IMC charts or diagrams (i.e., cable location maps) as may be in existence. See Schedule Cal. P.U.C. A8.4.5. for new IMC cable location map requirements.

Until August 8, 1998, the Utility's shareholders will assume the costs for repairs to the IMC not caused by willful misuse or negligence of continuous property owners who have requested IMC information (i.e., cable location maps) from the Utility but do not receive it within 90 days of the request, for an owner of continuous property. This obligation shall apply to existing continuous property in which the Utility installed IMC prior to August 8, 1993 and shall continue until the date the property receives the information.

(N) The Utility's liability for repairs under this paragraph shall begin no sooner than 90 days from August 4, 1993 for continuous property not withholding the date of the property owner's request for cable information. Property owners shall be responsible for demonstrating the date of the Utility's receipt of their requests by using certified mail or other verifiable method of dating their requests.

(N) NOTE 1: Agent(s) requests for IMC charts or diagrams (i.e. Cable Location Maps) must include the written consent of the building/property owner authorizing the agent to obtain such information.

(N) NOTE 2: See Schedule Cal.P.U.C. No. A8.4.5.

Material omitted now on Sheet 118.5.

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SCHEDULE CAL.P.U.C. NO. A2.
1st Revised Sheet 118.5
Cancels Original Sheet 118.5

NETWORK AND INTRABUILDING SERVICES
A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.20 RULE NO. 20 - DEMARCATION POINT (Cont'd)

E. CONTINUOUS PROPERTY (Cont'd)

4. New Continuous Property - As of August 8, 1993

(L)

a. For new continuous property, regardless of use, the Utility's local loop demarcation point will be at the appropriate main distribution terminal as determined by negotiations between the property owner and the Utility. Where an agreement cannot be reached, the Utility will designate the local loop demarcation point location.

b. It is the property owner's responsibility to provide and maintain INM within and between buildings on a continuous property. The Utility may, at the customer's request and expense, provide intrabuilding network cable.

(L)

5. Where an owner of continuous property requests additional local loop demarcation points or changes an existing local loop demarcation point, the owner will be required to pay for any additional network cable and facilities required through special construction agreements set forth in Schedule Cal.P.U.C. No. A2.1.36 except as provided in B.4. preceding.

6. The building owner must provide adequate termination facilities in accordance with INM Cable regulations and standards detailed in Schedule Cal.P.U.C. No. A8.4.

7. The INM and inside wire demarcation points are located as described in B. and C. preceding.

8. At the request of a property owner, a Utility may waive the designation of a single Local Loop Demarcation Point for a Continuous Property if, due to the unique characteristics of the property, a hardship would be created for the property owner and/or the Utility. Examples of such Continuous Property include (a) national, state and local parks, beaches, highways, harbors and similar publicly-owned property and (b) railroad rights-of-way and extensive, privately-owned tracts of land with developed communities (e.g., the City of Irvine) and similar privately owned property. The Utility will treat land within the boundaries of privately-owned property under (b) above as Continuous Property provided that it has the characteristics of Continuous Property, e.g., (a) it is wholly leased by a single individual or entity and (b) it contains or will contain multiple buildings.

This paragraph is not intended in any way to waive the unbundling of INM and NTW in each building.

(L) Formerly on Sheet 118.4.1.

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SCHEDULE CAL.P.U.C. NO: A2.

1st Revised Sheet 119

In Lieu of Original Sheet 119 Rejected

NETWORK AND EXCHANGE SERVICES

A2. GENERAL REGULATIONS

2.1 RULES (Cont'd)

2.1.21 RULE NO. 21 - LIMIT OF CONVERSATION

Applications for party line telephone service will be accepted with the understanding that the customer will so use the service as not to interfere with the equitable proportionate use of the service by other customers on the same line. Exchange calls of a customer of a party line service may be limited to a maximum period of five (5) minutes.

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